

REMARKS

With this paper applicants reply to the Notice of Allowance dated November 17, 2010, prior to the payment of the issue fee. That Notice of Allowance included an Examiner's Statement of Reasons for Allowance.

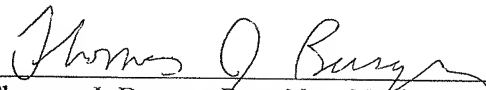
On page 2, in paragraph 1, the Reasons For Allowance reads as follows:

The instant invention is not anticipated by nor render obvious over the prior art references of record. The references considered to be the closest prior art to the current invention are WENHAO (CN ZL94113646.9) in view of DOLAN (U.S. 5,985,153). WENHAO teaches a dual cavity magnetized fuel saver with three cylindrical magnets with a gpa of 0.5 mm and intrinsic coersivity of 18000 – 20000 Orested. DOLAN teaches a magnetic field gradient of as high as 200 kGauss/cm. WENHAO in view of DOLAN does not teach the air gap magnetic field intensity and it would not have been obvious to one of ordinary skill in the art to have ensured that it was at least 800 Gauss.

Applicants respond by respectfully stating that the claims themselves define the scope of the patent right granted on this application, not the Statement of Reasons for Allowance. Moreover, this allowed application includes five different allowed claims, each of which defines a different patentable invention. Each of these claims stands on its own, and its patentability does not depend upon the reasons supplied in the examiner's statement. With these comments Applicants intend no disrespect to the examiner, nor to the above-stated characterization of the claims.

Applicants do not believe that any fees are due in connection with this submission. However, if any additional fees are deemed necessary to complete this communication, the Commissioner should consider this to be a request for such fees, and should charge any such necessary fees to Deposit Account No. 23-3000.

Respectfully submitted,
WOOD, HERRON & EVANS, L.L.P.

By: 
Thomas J. Burger, Reg. No. 32662

2700 Carew Tower, 441 Vine Street
Cincinnati, OH 45202-2917
Voice: (513) 241-2324 Facsimile: (513) 421-7269